IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

SATURDAY, THE 1ST DECEMBER 2007 / 10TH AGRAHAYANA 1929

OP.No. 14136 of 1999(G)

PETITIONER:
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1. **K.PRABHAKARAN PILLAI**
   S/O KUNJURAMAN PILLAI
   KALIYIKAL HOUSE, MEENATHU
   KARA, KAVANADU P.O., KOLLAM

2. **D.RAJENDRAN PILLAI, S/O DAMODHARAN PILLAI**
   NEDIYEZHATH HOUSE, SAKTHIKULANGARA
   KOLLAM

3. **O.S.MADHAVAN PILLAI, S/O SIVARAMAN PILLAI**
   NEELECHUVEETTIL KANNIMEL, KAVANDA P.O.
   KOLLAM

4. **N.BALAKRISHNAN PILLAI, S/O NARAYANA PILLAI**
   PRASANNA NIVAS, KOORIPUZHA, KAVANAD P.O.
   KOLLAM

5. **V.RAGHAVA KURUP, S/O VELAYUDHA KURUP**
   AYYATHUKKATTIL KANNIMEL, KAVANAD P.O.
   KOLLAM

6. **G.SURENDRAN PILLAI, S/O GOPALA PILLAI**
   KARUNAT KAVILAYIL, KANNIMEL, KAVANAD P.O.
   KOLLAM

7. **P.G.RADHAKRISHNAN, S/O GOPALA PILLAI**
   KARUNATT KAVILAYIL KANNIMEL, KAVANAD P.O.
   KOLLAM

8. **G.REGUNATHAN NAIR, S/O GOPINATHAN NAIR**
   LALITHALAYAM, KANNIMEL, KAVANAD P.O., KOLLAM

9. **G.VIJAYAN PILLAI, S/O GANGADHARAN PILLAI**

ALATTU VEEDU, KOORIPUZHA, KAVANAD P.O., KOLLAM

10. K.P.MADHAVAN NAIR, S/O PAPPUNNI PILLAI
KISHAKKEVILA, KOORIPUZHA, KAVANAD P.O., KOLLAM

11. B.SIVASANKARA PILLAI, S/O BALAKRISHNA PILLAI
KONADACHAN VEEDU, KOORIPUZHA, KAVANAD P.O.
KOLLAM

12 G.MURALI BABU, S/O GOPALA PILLAI, KALIYILLIL
VADAKKETHIL, MEENATHUCHERI, KAVANAD P.O.
KOLLAM

13 B.RAMESAN PILLAI, S/O BHARGAVAN PILLAI
KIZHAKAYATH, MEENUM KAVANAD P.O., KOLLAM

14 G.RAVEENDRAN PILLAI, S/O GOPALA PILLAI
KALACHAZHIKATH, MEENUM, KAVANAD P.O.
KOLLAM

15 K.MADUSOODHANAN PILLAI, S/O KRISHNA PILLAI
PIRAVOOR, THEKKETHIL, SAKTHIKULANGARA,
KOLLAM

16 N.RATHEESH, S/O NARAYANA PILLAI, USHUS,
SAKTHIKULANGARA, KOLLAM

17 V.BALAKRISHNA PILLAI, S/O VELU PILLAI
VADAKADUTHU VEEDU, SAKTHIKULANGARA, KOLLAM

BY ADV. SRI.S.R.DAYANANDA PRABHU
SRI.K.S.RAJESH
SRI.P.GOPAL

RESPONDENTS:
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1. TRAVANCORE DEVASWOM BOARD, REP. BY ITS
SECRETARY, NATHANCODE, THIRUVANANTHAPURAM

2. THE ASSISTANT DEVASWOM COMMISSIONER
TRAVANCORE DEVASWOM BOARD, KOLLAM

3. SUB GROUP OFFICER, TRAVANCORE DEVASWOM
BOARD, SAKTHIKULANGARA DEVASWOM,
SAKTHIKULANGARA, KOLLAM

ADDITIONAL RESPONDENTS

4. BOARD OF MANAGEMENT, SAKTHIKULANGARA KARA DEVASWOM, REP. BY ITS PRESIDENT

**5. K.CHANDRASEKHARAN PILLAI
S/O KESHAVA PILLAI, THACHEZHATHU,
KANNIMELCHERRY, KAVANAD P.O.
KOLLAM**

**6. MOHANACHANDRAN PILLAI, AGED 45 YEARS
S/O GANGADHARAN PILLAI
ARAVILLA PUTHEN VEETTIL, THEKKETHIL
KAVANAD P.O., KOLLAM**

Additional respondents 4 to 6 impleaded vide order dtd. 13/8/04 in I.A.No.10191/04

**BY ADV. SRI.P.G.PARAMESWARA PANICKER
SRI.U.K.RAMAKRISHNAN
SRI.E.K.MADHAVAN
SRI.P.V.LOHITHAKSHAN
SMT.P.VIJAYAMMA
SRI.V.KRISHNA MENON
SRI.VPK.PANICKER
SRI.GEORGE VARGHESE(PERUMPALLIKUTTIYIL)
SMT.SREELEKHA PUTHALATH
SRI.A.R.DILEEP
SRI.ABRAHAM GEORGE JACOB
SRI.S.GOWTHAM**

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 01/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN O.P.NO.14136/99

PETITIONER'S EXHIBITS

EXT.P1	**TRUE COPY OF ORDER DTD. 15/12/77 IN I.A.NO.1498/77 IN O.S.NO.14/1097 OF DISTRICT COURT, QUILON.**
EXT.P2	**TRUE COPY OF DECREE DTD. 15/3/85 IN A.S.NO.431/81 OF HIGH COURT OF KERALA**
EXT.P3	**TRUE COPIES OF ELECTION NOTIFICATION DTD. 14/8/97 OF KARA DEVASWOM.**
EXT.P4	**COPY OF BALLOT PAPER DTD. NIL FOR THE ELECTION OF COMMITTEE OF MANAGEMNET OF KARA DEVASWOM**
EXT.P5	**REPORT OF KARA DEVASWOM FOR THE PERIOD 01/11/99 TO 31/10/1997**
EXT.P6	**NOTICE DTD. 28/5/99 ISSUED BY SECRETARY OF KARA DEVASWOM COMMITTEE.**
EXT.P7	**NOTICE DTD. 10/06/98 ISSUED BY SECRETARY, BOARD OF MANAGEMENT.**
EXT.P8	**COPY OF INCOME AND EXPENDITURE ACCOUNT FOR THE PERIOD 1/11/1997 TO 31/10/98 AND BUDGET FOR THE PERIOD 01/11/1998 TO 31/10/1999**

RESPONDENT'S EXHIBITS

EXT.R1(A)	**TRUE COPY OF THE ORDER OF THIS COURT DTD. 4/10/96**

ORDER ON C.M.P.NO.22836/99 IN O.P.NO.14136/99

Dismissed.

01/12/2007 **Sd/-, K.S.RADHAKRISHNAN, JUDGE**

Sd/- , T.R.RAMACHANDRAN NAIR, JUDGE

/True Copy/

PA to Judge.

K.S.RADHAKRISHNAN & T.R.RAMACHANDRAN NAIR, JJ.

O.P.No.14136 OF 1999

Dated this the 1st day of December, 2007

JUDGMENT

Radhakrishnan, J.

Heard counsel for the parties. Ext.P11 is a notice issued by the third respondent as early as in the year 1999. Due to lapse of time we find it unnecessary to examine the legality of that notice. Notice also cannot be given effect to at this distance of time. If the third respondent proposes to issue any fresh notice, petitioners, if so advised can challenge the same. Original Petition is disposed of as above.

K.S.RADHAKRISHNAN
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

sv.